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PATENT TRADEMARK OFFICE

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF

DOCKET No.: 3050-02

JACK C. KELLEY

SERIAL No.: 10/091,722

EXAMINER: E. MCAVOY

FILED: MARCH 6, 2002

GROUP ART UNIT: 1764

TITLE: ENGINE LUBRICANT USING MOLYBDENUM DITHIOCARBAMATE AS AN  
ANTIOXIDANT TOP TREATMENT IN HIGH SULFUR BASE STOCKS

Wickliffe, Ohio  
Dated: July 28, 2003

Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR EXTENSION OF TIME**

The Undersigned hereby petitions for an extension of the time to reply to the outstanding office action dated 4/18/03 for 1 month from the original due date of 7/18/03 to an extended date of 8/18/03. Please charge the fee of \$110.00 to deposit account 12-2275 (The Lubrizol Corporation).

**RESPONSE AND REQUEST FOR RECONSIDERATION**

Response.

The Examiner has rejected all claims as made obvious by Waddoups et al, (6,074,993), alone or in combination with Meinhardt et al (4,234,435).

In response, Applicant submits herewith a Declaration under 37 C.F.R. 1.131, documenting that he had both conceived and reduce to practice the present invention prior to the filing date of the Waddoups reference.

I certify that this correspondence is being deposited with the United States Postal Service as ☒ first class ☐ express mail in an envelope addressed to Commissioner for Patents, POBox 1450, Alexandria VA 22313-1450[Exp Mail \_\_\_\_\_]  
on August 8, 2003 By: Sheila E. Kelly

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Accordingly, it is requested that the Waddoups patent be removed as a reference. Since the Meinhardt reference was only cited as a secondary reference, along with Waddoups, it is submitted that no reference or combination of references allegedly detrimental to unobviousness remain.

Conclusion.

For the foregoing reasons it is submitted that the present claims are in condition for allowance. The foregoing remarks are believed to be a full and complete response to the outstanding office action. Therefore an early and favorable reconsideration is respectfully requested. If the Examiner believes that only minor issues remain to be resolved, a telephone call to the Undersigned is suggested.

Any required fees or any deficiency or overpayment in fees should be charged or credited to deposit account 12-2275 (The Lubrizol Corporation).

Respectfully submitted,



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